

## **RYE CONSERVATION COMMISSION**

Site Walk Minutes  
Monday, May 24, 2021

Meeting was called to order by Chair McFarland at 1:05 pm.

RCC members present at the site walks: Chair Suzanne McFarland; Vice Chair Sally King; Members Jaci Grote, Karen Oliver and Mike Garvan. Chair McFarland seated Alternate Member Oliver to replace Sally King who removed herself as a voting member at 0 Brackett Road..

### **1:00 pm: 0 Brackett Road, Tax Map 19 Lot 96, Owner: Donald Perrault**

Present: Chris Albert, CSA Environmental; Page Libby, Jones and Beach; Chris Griffin, prospective buyer; Chris Mulligan, attorney. Members of the public: Karen Rolecek, Gale Day, Mark Epply, David Chapin, Ann Fisher, Anneliese Fisher, John Borden, Vikki Howard, and Corey Colwell, TFMoran, representing the abutters.

The Rye Conservation Commission (RCC) conducted a site walk at 0 Brackett Road to evaluate a project to build a house, driveway and septic on a non-conforming lot. Chris Griffin presented new information and plans. The driveway is in the wetland buffer and will be impervious crushed stone in the right of way. The driveway will be 12 feet wide and will be permeable until the ROW. Water and power will be brought in through the buffer.

The septic will have two tanks and a raised leach field. Page Libby explained that it would be a bio-treated system. Vikki Howard asked if the septic had been approved. It hasn't been approved yet. New test pits will not be required.

Corey Colwell said that the wetland edge had been determined and re-flagged and was agreed to by all parties. He also pointed out that there is a 100 ft. freshwater buffer required and that building in that buffer will require a variance. The tanks, leach field and fill are currently sited to be in the 100 ft. buffer. This was discussed by Chris Mulligan and others. Chair McFarland said she would speak to Chuck Marsden, the code enforcement officer about this.

The site walk was terminated at 1:53pm.

### **2:00 pm: 0 Fairhill Avenue, Tax Map 202 Lot 145, Owner: Ned Hogan**

RCC Members Heather Reed and Danna Truslow joined the site walk.  
Present: Owner Ned Hogan and Don Knowles, Knowles Tree Service.

The Rye Conservation Commission (RCC) conducted a site walk at 0 Fairhill Avenue to assess a proposal to clear brush and shrubs as well as mow the lot. Ned Hogan, owner of the lot, pointed out that the easement on the property had been created with the guidance and approval of the Rye Selectboard in 2010. The RCC received a legal opinion from Attorney Manzelli that stated if an easement is in conflict with a town ordinance, the ordinance takes precedence.

The RCC recognizes the need to maintain the lot in question and discussed the project with Mr. Hogan and Don Knowles from Knowles Tree Service. It was stated that per the Rye wetland ordinances, trees greater than 4.5" in diameter at 4.5' of height should not be cut. The majority of trees that size are to the eastern end of the lot. Mrs. Adams has prohibited cutting of trees on her abutting lot. There are some large trees on the south end of the Hogan lot but they would not be cut. The goal is to clear the brush, shrubs and phragmites on the lot.

The Conservation Commission has no objections to maintaining the brush on the lot as long as the following recommendations are adhered to:

- 1) The work is done with hand tools such as brush cutters and chainsaws and not motorized vehicles.
- 2) The Japanese knotweed along the road side (west side) of the lot is treated for eradication and not just cut. Use of a licensed applicator is recommended.
- 3) Native plants which are known to uptake a lot of water are planted to replace the knotweed.
- 4) No dumping of cut grass or other material occurs on the lot.

The meeting was adjourned at 2:42 pm by Chair McFarland.

Respectfully submitted,

Francis P. (Mike) Garvan II, Clerk